

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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ERIC GROVE
P.O. Box 46843
Las Vegas, Nevada 89114

Civ. No.: 07 CV 8650

Plaintiff.

The Honorable John G. Koeltl

vs.

RULE 7.1 STATEMENT

BEAN DREDGING LLC.,
1055 St. Charles Avenue, Suite 500
New Orleans, Louisiana 70130

BEAN EXCAVATION, LLC.,
1055 St. Charles Avenue, Suite 500
New Orleans, Louisiana 70130

C.F. BEAN LLC.
1055 St. Charles Avenue, Suite 500
New Orleans, Louisiana 70130

GMD SHIPYARD CORP.
111 Livingston Street, Suite 1110
Brooklyn, New York 11201

and

BINDER MACHINERY COMPANY, LLC.
2820 Hamilton Boulevard
South Plainfield, New Jersey 07080

Defendants.

-----X

Pursuant to Federal Rule of Civil Procedure 7.1 [formerly Local General Rule 1.9] and to enable District Judges and Magistrate Judges of the Court to evaluate possible disqualification or recusal, the undersigned counsel for BINDER MACHINERY CO., LLC. (a private non-governmental party) certifies that the following are corporate parents, affiliates and/or subsidiaries of said party, which are publicly held.

The nongovernmental corporate party Binder Machinery Company, LLC., in the above listed civil action does not have any parent corporations and publicly held corporations that own 10% or more of their stock.

Dated: New York, New York
July 23, 2008

CARTAFALSA, SLATTERY, TURPIN & LENOFF

By:



Michael J. Lenoff (MJL 6044)
Attorneys for Defendant
BINDER MACHINERY CO., LLC.
One Liberty Plaza
165 Broadway, 28th Floor
New York, New York 10006
(212) 225-7700
File No.: 246712

TO: MICHAEL H. ZHU, ESQ.
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140 Broadway, 46th Floor
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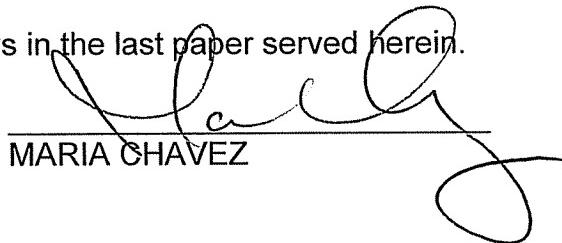
AFFIDAVIT OF SERVICE BY MAIL

STATE OF NEW YORK)
)
) SS.:
 COUNTY OF NEW YORK)

MARIA CHAVEZ, being duly sworn, deposes and says; that deponent is not a party to this action, that she is of 18 years and upwards; and that she is a Clerk in the offices of CARTAFALSA, SLATTERY, TURPIN & LENOFF attorneys for Third-Party Defendant, BINDER MACHINERY COMPANY, LLC. in the above entitled action; that the office address of said attorneys is 165 Broadway, New York, New York 10006; that on the 1st day of August, 2008 deponent served upon

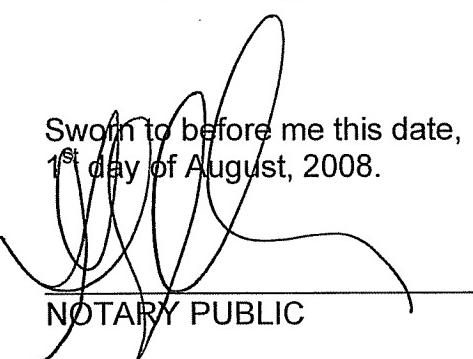
MICHAEL H. ZHU, ESQ. MICHAEL H. ZHU, ESQ., P.C. 14 Wall Street, 22 nd Floor New York, New York 10005	SAMUEL J. ROSENTHAL, ESQ. BARISH/ROSENTHAL Three Parkway, Suite 1320 1601 Cherry Street Philadelphia, PA 19102
CRAIG S. ENGLISH, ESQ. KENNEDY LILLIS SCHMIDT & ENGLISH 75 Maiden Lane, Suite 402 New York, New York 10038	MICHAEL McCUALEY PALMER BIEZUP & HENDERSON, LLP. 140 Broadway, 46 th Floor New York, New York 10005

herein a copy of RULE 7.1 STATEMENT which is annexed is a true copy, by depositing same properly enclosed in a postpaid wrapper in the U.S. Post Office Box at 165 Broadway, New York, New York on said date, directed to said attorneys at the above address(es) designated by said attorneys in the last paper served herein.



MARIA CHAVEZ

Sworn to before me this date,
1st day of August, 2008.



NOTARY PUBLIC

Glenda Salomon
Notary Public State of New York
No. 01SA6174849
Qualified in Kings County
Commission Expires in 10/01/2011

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CARTAFALSA, SLATTERY, TURPIN & LENOFF
Attorneys for Third-Party Defendant, BINDER MACHINERY COMPANY, LLC.

One Liberty Plaza
165 Broadway - 28th Floor
New York, New York 10006
(212) 225-7700

TO:

Attorney(s) for

Service of a copy of the within *is hereby admitted.*

Dated: